

UNITED STATES DISTRICT COURT
Northern District of California
San Francisco Division

FREDDIE TURPIN,

Petitioner,

v.

MATTHEW CATES, Secretary of California
Department of Corrections and Rehabilitation;
et al.,

Respondents.

No. C 14-4549 LB

ORDER OF TRANSFER


[Re: ECF No. 6]

Petitioner, an inmate at Centinela State Prison in Imperial, has filed a petition for writ of habeas corpus to challenge the execution of his sentence, i.e., the petition challenges a time credit calculation decision. That prison is in Imperial County, which is located within the venue of the Southern District of California. Petitioner was convicted in Kern County Superior Court, which is located within the venue of the Eastern District of California. Venue is proper in a habeas action in either the district of confinement or the district of conviction, 28 U.S.C. § 2241(d); however, the district of confinement is the preferable forum to review the execution of a sentence. *See* Habeas L.R. 2254-3(a); *Dunne v. Henman*, 875 F.2d 244, 249 (9th Cir. 1989). Because petitioner is confined in the Southern District of California and challenging the execution of his sentence,

1 pursuant to 28 U.S.C. § 1406(a) and Habeas L.R. 2254-3(b), and in the interests of justice, this
2 action is TRANSFERRED to the United States District Court for the Southern District of California.
3 The clerk shall transfer this matter.

4 **IT IS SO ORDERED.**

5 Dated: October 31, 2014

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8 LAUREL BEELER
9 United States Magistrate Judge
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